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P&G Case 5494CRL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :
Roe et al. :
Serial No. ^{09/}0908,852 : Group Art Unit 3761
Filed: August 8, 1997 : Examiner D. W. Ruhl
Title: DIAPER HAVING A LOTIONED : Confirmation No. 9941
TOPSHEET

Amendment/Response Pursuant to 37 CFR §1.114

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This amendment/response is submitted in support of the Request for Continued Examination in the above-identified patent application that is submitted herewith and in response to the Final Office Action mailed on October 1, 2002. Since Applicants submitted a Notice of Appeal that was received in the USPTO on December 23, 2002, Applicants believe that this amendment/response should be deemed timely submitted in view of the accompanying petition to extend the period for response for two (2) months. Please consider the following amendments and remarks.

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 5494C3L

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Dear Sir:

Transmitted herewith is an AMENDMENT/RESPONSE for the patent application:

Inventor(s): Roe et al. Confirmation No. 9941

Serial No.: 09/908,852 Group Art Unit: 3761

Date Filed: August 8, 1997 Examiner: D. W. Ruhl

Title: DIAPER HAVING A LOTIONED TOPSHEET

1. No additional fee is known to be required.
2. The fee has been calculated as shown below:

| | (Col. 1) | (Col. 2) | (Col. 3) | OTHER THAN A SMALL ENTITY | |
|-------------------------------------------|-------------------------------------------|----------|---------------------------------------|------------------------------|---------------|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA* | RATE FEE |
| TOTAL | 18 | MINUS | 27 | = 0 | x \$18 = \$ |
| INDEP. | 2 | MINUS | 2 | = 0 | x \$84 = \$ |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | + \$280 = \$ |
| | | | | | TOTAL \$ |

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. Any patent application processing fees under 37 CFR §1.16.
 - b. Any patent application processing fees under 37 CFR §1.17.
4. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Dara M. Kendall
Attorney for Applicant(s)
Registration No. 43,709
Tel. No. (513) 626-1789

Date: April 23, 2003
Customer No. 27752
(last revised 4/7/2003)